

[AS REPORTED FROM THE LOCAL BILLS COMMITTEE]

House of Representatives, 31 August 1966

Words struck out by the Local Bills Committee are shown in italics within bold round brackets, or with black rule at beginning and after last line of struck-out matter; words inserted are shown with double rule before first line and after last line of new matter.

Mr McCready

LEVIN BOROUGH EMPOWERING

[LOCAL]

ANALYSIS

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A BILL INTITULED

An Act to authorise the Levin Borough Council to develop stopped street and portions of stopped service lane and other lands vested in the Council for commercial purposes

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to raise loans for such purposes, and to sell or lease the lands so developed

10 WHEREAS the Levin Borough Council has caused plans to be prepared for the development as commercial areas of the pieces of land described in the Schedules to this Act, some of which the said Council already owns and the balance of which it intends purchasing for development as aforesaid: And whereas the said Council is desirous that, after having developed the areas and made provision for essential services
15 therein or therefor, the said land should be sold or leased in separate sites for commercial purposes:

BE IT THEREFORE ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:

No. 60—2

1. Short Title—This Act may be cited as the Levin Borough Empowering Act 1966.

2. Interpretation—In this Act, unless the context otherwise requires,—

“Borough” means the Borough of Levin: 5

“Corporation” means the body corporate consisting of the Mayor, Councillors, and Citizens of the Borough of Levin:

“Council” means the Levin Borough Council.

3. Street and service lane—Notwithstanding the provisions of section 190 of the Municipal Corporations Act 1954 (which relates to the disposal of land contained in a street which has been duly stopped), when the land described in the First Schedule to this Act is stopped as a public street or service lane, that land shall be deemed to have been acquired under section 365A of the Municipal Corporations Act 1954, and may be developed and dealt with in accordance with that section. (*or with this Act.*) 10
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4. Power to develop land—Notwithstanding that the land described in the Second Schedule to this Act is already vested in the Council for general purposes, it may be developed for commercial purposes as if it had been originally purchased for those purposes in accordance with subsection (2) of section 365A of the Municipal Corporations Act 1954 or with this Act. 20
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4. Power to develop land—The land described in the Second Schedule to this Act shall, as from the commencement thereof, be deemed to have been purchased under section 365A of the Municipal Corporations Act 1954, and may be developed and dealt with in accordance with that section. 30

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5. Power to build for commercial purposes—The Council may, in respect of any of the land described in the First or Second Schedules to this Act and in respect of any of the land described in the Third Schedule to this Act which has already been purchased or may hereafter be purchased and developed by the Council for commercial purposes pursuant to section 365A of the Municipal Corporations Act 1954, 35
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erect upon any allotment any buildings or other structures for commercial purposes and, if it thinks fit, alter, enlarge, repair, or improve any such buildings or structures and fit
5 up the same with partitions, fittings, and fixtures as commercial premises, and then sell or lease any such building or portion of building or any allotment or portion of any allotment upon which such a building or structure has been erected, as the case may require, for such consideration and
10 at such rental, and to such person desirous of occupying the same for commercial purposes, as the Council in its absolute discretion thinks fit.

6. Powers as to loans—The Council may from time to time raise a special loan under the Local Authorities Loans Act
15 1956, for any of the special purposes mentioned in this Act.

7. Proceeds of sale or lease of buildings or commercial sites—All money received by the Council on the sale or lease of any land described in any of the Schedules to this Act, or of any buildings or erections on any such land, shall be
20 dealt with in accordance with subsection (6) of section 365A of the Municipal Corporations Act 1954.

SCHEDULES

FIRST SCHEDULE

1. All that area of land in the Wellington Land District comprising one rood twenty-seven perches and nine-tenths of a perch, more or less, being that portion of Chamberlain Street in the Borough of Levin between a line formed by an extension of the north-eastern boundary of Lot 23 on Deposited Plan Number 2435 and a line formed by an extension of the south-western boundary of Lot 13 on Deposited Plan Number 2435.

2. All that area of land in the Wellington Land District containing three perches and seventy-six one-hundredths of a perch being that portion of the service lane in the Borough of Levin situated to the rear of Lots 35 and 36 on Deposited Plan Number 2404 between a line formed by the extension of the north-eastern boundary of Lot 35 on Deposited Plan Number 2404 and a line formed by an extension of the south-western boundary of Lot 36 on Deposited Plan Number 2404.

3. All that area of land in the Wellington Land District containing twelve perches and forty-eight one-hundredths of a perch, more or less, being that portion of the service lane lying to the rear of Sections 2 and 3, Block XI, Town of Levin, between a line formed by an extension of the south-eastern boundary of Section 3, Block XI, Town of Levin, and the junction of the said service lane with Chamberlain Street in the Borough of Levin.

SECOND SCHEDULE

1. All those areas of land in the Wellington Land District situated in the Borough of Levin, being Lots 13, 15, and 18 on Deposited Plan Number 2435, being part of Section 8, Block XI, Town of Levin, containing one rood thirty-two perches and ninety-one one-hundredths of a perch, more or less, and being part of the land comprised and described in certificate of title, Volume 365, folio 97, Wellington Registry.

2. All that area of land in the Wellington Land District situated in the Borough of Levin, being Lot 8, Deposited Plan Number 2234, being part Section 1, Block XI, Town of Levin, containing thirty-two perches, more or less, and being all the land comprised and described in certificate of title, Volume B2, folio 389, Wellington Registry.

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THIRD SCHEDULE

1. All that area of land in the Wellington Land District situated in the Borough of Levin, being Lot 36, Deposited Plan Number 2404, being part Section 8, Block XI, Town of Levin, containing twelve perches and three-tenths of a perch, more or less, being part of the land comprised and described in certificate of title, Volume 365, folio 97, Wellington Registry.

2. All that area of land in the Wellington Land District situated in the Borough of Levin, being Lot 20, Deposited Plan Number 2435, being part Section 8, Block XI, Town of Levin, and containing twenty-six perches and fourteen one-hundredths of a perch, and being part of the land comprised and described in certificate of title, Volume 948, folio 64, Wellington Registry.

3. All that area of land in the Wellington Land District situated in the Borough of Levin, being Lot 21, Deposited Plan Number 2435, being part Section 8, Block XI, Town of Levin, and containing twenty-seven perches and five one-hundredths of a perch, and being part of the land comprised and described in certificate of title, Volume 948, folio 64, Wellington Registry.

4. All that area of land in the Wellington Land District situated in the Borough of Levin, being Lot 22, Deposited Plan Number 2435, being part Section 8, Block XI, Town of Levin, containing twenty-seven perches and ninety-six one-hundredths of a perch, more or less, and being part of the land comprised and described in certificate of title, Volume 948, folio 64, Wellington Registry.

5. All that area of land in the Wellington Land District situated in the Borough of Levin, being Lot 2, Deposited Plan Number 16966, being part Section 1, Block XI, Town of Levin, containing twenty-eight perches and twelve one-hundredths of a perch, more or less, and being part of the land comprised and described in certificate of title, Volume D4, folio 838, Wellington Registry.

6. All that area of land in the Wellington Land District situated in the Borough of Levin, being Lot 4, Deposited Plan Number 16966, and being part Section 1, Block XI, Town of Levin, and containing thirty-six perches and thirty-six one-hundredths of a perch, more or less, being part of the land comprised and described in certificate of title, Volume D4, folio 838, Wellington Registry.

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THIRD SCHEDULE—*continued*

7. All that area of land in the Wellington Land District situated in the Borough of Levin, being Lot 5, Deposited Plan Number 16966, being part Section 1, Block XI, Town of Levin, containing twenty-seven perches and sixty-four one-hundredths of a perch, more or less, and being part of the land comprised and described in certificate of title, Volume D4, folio 838, Wellington Registry.

8. All that area of land in the Wellington Land District situated in the Borough of Levin, being part Lot 20, Deposited Plan Number 2237, being part Section 1, Block XI, Town of Levin, containing thirty-nine perches and eighty-two one-hundredths of a perch, more or less, being part of the land comprised and described in certificate of title, Volume 690, folio 83, Wellington Registry.

9. All that area of land in the Wellington Land District situated in the Borough of Levin, being Lot 19, Deposited Plan Number 2237, being part Section 1, Block XI, Town of Levin, containing one rood, more or less, and being part of the land comprised and described in certificate of title, Volume 762, folio 78, Wellington Registry.

10. All that area of land in the Wellington Land District situated in the Borough of Levin, being Lot 18, Deposited Plan Number 2237, being part Section 1, Block XI, Town of Levin, containing one rood, more or less, and being part of the land comprised and described in certificate of title, Volume B2, folio 360, Wellington Registry.

11. All that area of land in the Wellington Land District situated in the Borough of Levin, being part Section 12, Block XI, Town of Levin, containing thirty-nine perches and eight-tenths of a perch, more or less, and being all of the land comprised and described in certificate of title, Volume C4, folio 154, Wellington Registry.

12. All that area of land in the Wellington Land District situated in the Borough of Levin, being Lot 23, Deposited Plan Number 2435, being part Section 8, Block XI, Town of Levin, containing twenty-eight perches and eighty-eight one-hundredths of a perch, more or less, being part of the land comprised and described in certificate of title, Volume 948, folio 64, Wellington Registry.

13. All that area of land in the Wellington Land District situated in the Borough of Levin, being Lot 24, Deposited Plan Number 2435, being part Section 8, Block XI, Town of Levin, containing twenty-nine perches and seventy-nine one-hundredths of a perch, more or less, being part of the land comprised and described in certificate of title, Volume 948, folio 64, Wellington Registry.

14. All that area of land in the Wellington Land District situated in the Borough of Levin, being Lot 25, Deposited Plan Number 2435, being part Section 8, Block XI, Town of Levin, containing thirty perches and seven-tenths of a perch, more or less, being part of the land comprised and described in certificate of title, Volume 365, folio 97, and leasehold certificate of title, Volume 673, folio 37, Wellington Registry.

15. All that area of land in the Wellington Land District situated in the Borough of Levin, being part Lot 26, Deposited Plan Number 2435, being part Section 8, Block XI, Town of Levin, containing thirty-one perches and twenty-nine one-hundredths of a perch, more or less, and being part of the land comprised and described in certificate of title, Volume 365, folio 97, and leasehold certificate of title, Volume 650, folio 10, Wellington Registry.

*Struck Out*THIRD SCHEDULE—*continued*

16. All that area of land in the Wellington Land District situated in the Borough of Levin, being Lot 3, Deposited Plan Number 16966, and being part Section 1, Block XI, Town of Levin, and containing twenty-eight perches and twelve one-hundredths of a perch, more or less, being all the land comprised and described in certificate of title, Volume D4, folio 1088, Wellington Registry.

17. All those areas of land in the Wellington Land District situated in the Borough of Levin, being Lots 8 and 10 on Deposited Plan Number 2435, being part of Section 8, Block XI, Town of Levin, containing one rood four perches and three one-hundredths of a perch, more or less, and being part of the land comprised and described in certificate of title, Volume 365, folio 97, Wellington Registry.